

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LUIS LUCERO, JOAQUIN COLIN, and JOSE ARGUETA,
individually and on behalf of all others similarly situated,

Civil Action No.
1:21-cv-08675-LGS

Plaintiff,

-against-

SHAKER CONTRACTORS, CORP. and SHER GUL,

Defendants.

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DEFAULT JUDGMENT

Plaintiffs Luis Lucero, Joaquin Colin, and Jose Argueta (“Plaintiffs”) commenced this action on October 22, 2021 by the filing of a Summons and Complaint against defendants Shaker Contractors, Corp. (“Shaker Contractors”) and Sher Gul (“Gul”) (collectively, “Defendants”).

WHEREAS, Defendants were timely served with copies of the Summons and Complaint (Dkt. Nos. 7 and 8);

WHEREAS, Defendants failed to appear in this action;

WHEREAS, on December 17, 2022, certificates of default were issued as to Shaker Contractors and Sher Gul (Dkt. Nos. 13 and 14);

WHEREAS, on January 11, 2022, the Court issued an order requiring the Plaintiffs to file their application for a default judgment by January 19, 2022 (Dkt. No. 15);

WHEREAS, Defendants, who are not infants or incompetent persons, having failed to answer the complaint or retain counsel to defend in this action; and counsel for Plaintiffs having requested an order entering judgment against Defendants by filing a proper motion and declarations, with accompanying exhibits, in accordance with Federal Rules of Civil Procedure 55(b)(2); ~~it is hereby~~

WHEREAS, the January 25, 2022, Order scheduled a show cause hearing on February 2, 2022;
WHEREAS, Defendants failed to appear at the hearing. It is hereby
ORDERED, ADJUDGED, and DECREED that:

Judgment is entered in favor of Plaintiffs and against defendants Shaker Contractors, Corp.

and Sher Gul, jointly and severally, as follows: An order referring the case for an inquest on damages will issue separately.

In favor of Luis Lucero in the amount of \$56,376.00, plus prejudgment interest at _____% per annum from _____, the midpoint of Lucero's employment with Defendants, to _____, in the amount of \$_____, for a total sum of \$_____, plus post-judgment interest pursuant to 28 U.S.C. §1961;

In favor of Joaquin Colin in the amount of \$115,914.69, plus prejudgment interest at _____% per annum from _____, the midpoint of Colin's employment with Defendants, to _____, in the amount of \$_____, for a total sum of \$_____, plus post-judgment interest pursuant to 28 U.S.C. §1961;

In favor of Jose Argueta in the amount of \$194,030.00, plus prejudgment interest at _____% per annum from _____, the midpoint of Argueta's employment with Defendants, to _____, in the amount of \$_____, for a total sum of \$_____, plus post-judgment interest pursuant to 28 U.S.C. §1961; and

In favor of Katz Melinger PLLC in the amount of \$12,790.70 as and for costs and attorneys' fees.

The Clerk of Court is respectfully directed to close the motion at Dkt. No. 17.

SO ORDERED:

Date: February 7, 2022



LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE